

# WILLKIE FARR & GALLAGHER LLP

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Washington, DC 20006

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January 12, 2006

Ms. Marlene H. Dortch, Secretary  
Federal Communications Commission  
445 12<sup>th</sup> Street, S.W., Room TW-325  
Washington D.C. 20554

Re: Petition of Qwest Corporation for Forbearance Pursuant to  
47 U.S.C. § 160(c) in the Omaha Metropolitan Statistical Area, WC Docket No. 04-223  
Submission of Acknowledgement Concerning Compliance with Protective Order

Dear Ms. Dortch:

On behalf Time Warner Telecom, Inc., Conversent Communications, LLC, CTC Communications Corp., Covad Communications Co., XO Communications, Inc., Cbeyond Communications, LLC and Broadview Networks, Inc., in accordance with the procedures outlined in the Protective Order adopted on June 25, 2004 in the above-referenced proceeding,<sup>1</sup> I am submitting herewith copies of the Acknowledgements of Confidentiality executed by David Murray, Randy Branitsky and Grace Koh, counsel to the above referenced parties, in order to obtain access to the confidential materials of Cox and Qwest filed in the above referenced proceeding.

The above referenced parties have been served, via overnight mail and facsimile with this letter and signed Acknowledgements of Confidentiality. Please do not hesitate to call us at 202-303-1000 if any questions should arise in connection with this submission.

Respectfully submitted,

/s/

Jonathan Lechter  
WILLKIE FARR & GALLAGHER LLP  
1875 K Street, N.W.  
Washington, D.C. 20006  
(202) 303-1000

ATTORNEYS FOR TIME WARNER TELECOM, INC.,  
CONVERSENT COMMUNICATIONS, LLC, CTC  
COMMUNICATIONS CORP., COVAD  
COMMUNICATIONS CO., XO COMMUNICATIONS, INC.,  
CBYOND COMMUNICATIONS, LLC AND  
BROADVIEW NETWORKS, INC.

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<sup>1</sup> *Petition of Qwest Corporation for Forbearance Pursuant to 47 U.S.C. § 160(c) in the Omaha Metropolitan Statistical Area*, WC Docket No. 04-223, Protective Order, 19 FCC Rcd 11377 (2004).

## ATTACHMENT A

WC DOCKET NO. 04-223

I have received a copy of the Protective Order in WC Docket No. 04-223. I have read the order and agree to comply with and be bound by the terms and conditions of this Protective Order. The signatory understands, in particular, that unauthorized disclosure, or the use of the information for competitive commercial or business purposes, will constitute a violation of this Protective Order.

SIGNATURE: *David P. Murray*

NAME PRINTED: *David P. Murray*

TITLE: *Partner*

ADDRESS:  
*1875 K Street N.W.  
Washington D.C. 20006*

REPRESENTING:  
*Time Warner Telecom, Convergent Communications, CTC Communications,  
XC Communications, Covad Communications, Cheyend Communications, Broadview Networks*

EMPLOYER:  
*Willkie Farr + Gallagher LLP*

DATE:  
*1/12/06*

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SIGNATURE:



NAME PRINTED:

Randy Brantley

TITLE:

Associate

ADDRESS:

1875 K St. N.W.

Washington D.C. 20006

REPRESENTING:

Time Warner Telecom, Convergent Communications, CTC Communications, XO Communications,  
Covad Communications, Cheyond Communications, Broadview Networks

EMPLOYER:

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SIGNATURE: NAME PRINTED: *G. M. K. L.*TITLE: *Associate*ADDRESS: *1875 K St. N.W.  
Washington D.C. 20006*REPRESENTING: *Time Warner Telecom, Convergent Communications, CTC Communications,  
XO Communications, Covad Communications, Cheyand Communications, Broadview Networks*EMPLOYER: *Willkie Farr + Gallagher LLP*DATE: *1/12/06*

**CERTIFICATE OF SERVICE**

I, Jonathan Lechter, do hereby certify that on this 12<sup>th</sup> day of January, 2006, I caused to be served a true and correct copy of the foregoing Acknowledgements by delivering copies thereof via overnight mail and facsimile to the following:

Cox Communications, Inc.

J.G. Harrington  
Dow, Lohnes & Albertson, P.L.L.C.  
Suite 800  
1200 New Hampshire Avenue NW  
Washington, D.C. 20036  
Fax: 202-776-2222

Qwest Corporation

Melissa Newman  
Cronan O'Connell  
Qwest Corporation  
Suite 950  
607 14<sup>th</sup> Street NW  
Washington, D.C. 20005  
Fax: 202-293-0561

\_\_\_\_\_/s/\_\_\_\_\_  
  
Jonathan Lechter